



राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्य शासन द्वारा प्रकाशित

शिमला, शनिवार, 31 मार्च, 2001/10 चैत्र, 1923

हिमाचल प्रदेश सरकार

नगर एवं ग्राम योजना विभाग

अधिसूचना

शिमला, 6 फरवरी, 2001

संख्या टी० सी० पी०-एफ०(६)-३५५/६-हिमाचल प्रदेश नगर एवं ग्राम योजना अधिनियम, १९७७ (१९७७ का १२) की धारा ८७ के उपबन्धों के अनुसरण में, हिमाचल प्रदेश टाउन एण्ड कन्ट्री प्लानिंग 'संशोधन' नियम, २००१ का प्रारूप, इससे सम्भाव्य प्रभावित होने वाले व्यक्तियों से आक्षेप/सुझाव आमन्त्रित करने के लिए तारीख १५ मई, १९९९ के राजपत्र, हिमाचल प्रदेश में समसंख्यांक अधिसूचना तारीख १७ अप्रैल, १९९९ द्वारा प्रकाशित किया गया था;

और उक्त प्रारूप नियमों की बाबत, नियत अवधि के भीतर प्राप्त आक्षेप 'आक्षेपों' और सुझाव 'सुझावों' पर राज्य सरकार द्वारा विचार किया गया।

अतः हिमाचल प्रदेश के राज्यपाल, हिमाचल प्रदेश, नगर एवं ग्राम योजना अधिनियम, १९७७ (१९७७ का १२) की धारा ८७ द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, अधिसूचना संख्या १-१२/७२/

पी० डब्ल्यू० (बी') तारीख 19-12-1978 द्वारा राजपत्र, हिमाचल प्रदेश 'असाधारण' में तारीख 6-4-1979 को प्रकाशित हिमाचल प्रदेश टाउन एण्ड कण्ट्री प्लानिंग रूलज, 1978 में और संशोधन करने के लिए निम्नलिखित नियम बनाते हैं, अर्थात् :—

1. संक्षिप्त नाम और प्रारम्भ.—(i) इन नियमों का संक्षिप्त नाम हिमाचल प्रदेश टाउन एण्ड कण्ट्री प्लानिंग (संशोधन) नियम, 2001 है ।

(ii) ये नियम राजपत्र, हिमाचल प्रदेश में प्रकाशित किए जाने की तारीख से प्रयुक्त होंगे ।

2. नियम 12 का संशोधन.—हिमाचल प्रदेश टाउन एण्ड कण्ट्री प्लानिंग रूलज, 1978 'जिन्हें इसमें इसके पश्चात् उक्त नियम कहा गया है' के उप-नियम (2) के पश्चात् निम्नलिखित नियम (3) जोड़ा जाएगा, अर्थात् :—

“(3) All the plans attached with the applications submitted under sub-rule (1) shall be prepared/designed/signed by Architect/Planner/Engineer/Draughtsman licenced and registered in accordance with the provisions of appendix-II of these rules”.

3. फार्म-X का संशोधन.—उक्त नियमों से संलग्न फार्म-X के पैरा 3 के लिए निम्नलिखित प्रतिस्थापित किया जाएगा, अर्थात् :—

“3. The plans have been prepared, designed and signed by.....
.....
.....

(Name, Registration No. and Address of Architect/Planner/Engineer/Draughtsman.”

4. फार्म-XI का संशोधन.—उक्त नियमों से संलग्न फार्म-XI के पैरा 2 के लिए निम्नलिखित प्रतिस्थापित किया जाएगा, अर्थात् :—

“2. The plans have been prepared, designed and signed by.....
.....
.....

(Name, Registration No. and Address of the Architect/Planner/Engineer/Draughtsman.”

5. अपेंडिक्स II का जोड़ा जाना.—उक्त नियमों के अपेंडिक्स-I के पश्चात् निम्नलिखित अपेंडिक्स-II जोड़ा जाएगा, अर्थात् :—

“APPENDIX-II

[See Rule 12(3)]

Licensing of Architects/Planners/Engineers/Draughtsmen, their Qualifications and competency:

1. **Essential requirements.**—Every Plan/Design within the limits of Planning Area/Special Area shall be prepared/deigned/signed by an Architect/Planner/Engineer/Draughtsman belonging to an appropriate class of Architect/Planner/Engineer/Draughtsman and duly registered and licenced by the Director.

2. Categorisation.—The licenced and registered Architects/Planners/Engineers/Draughtsmen for the purpose of preparation of Plans/design/sign shall be classified into following 3 classes namely A, B, and C. The classification being based on the plot area for which they will be eligible to prepare Plans/design and sign the same within Planning Area/Special Area. The limit of the plot area for the preparation/design/sign by each class of the registered and licenced Architect/Planner/Engineer/Draughtsman shall be as under :—

<i>Class</i>	<i>Plot Area</i>	<i>Area for sub division of plot</i>
A-Class	No limit	No limit
B-Class	500 Sq. mtr.	5000 Sq. mtr.
C-Class	250 Sq. mtr.	Nil.

3. Class-wise Qualification.—The minimum Qualification necessary for the registration and licensing of Architects/Planners/Engineers/Draughtsmen of an appropriate class shall be as under;—

Class-A.—A degree or equivalent qualifications in architecture from a recognised University or Institute, making the holder eligible for Associateship or Fellowship of the Royal Institute of British Architects or Institute of Architects (India) and registered with council of Architecture.

or

A degree or equivalent qualification in Town Planning or Regional Planning from a recognised university or Institute making the holder eligible for the Associateship or Fellowship of the Institute of town Planners (India or Royal Institute of Town Planners (London)).

or

A degree or equivalent qualification in Civil Engineering from a recognised University or Institute, making the holder eligible for the Associate Membership of Institute of Engineers (India).

Class-B.—Three years Diploma in Civil Engineering or equivalent recognised for recruitmet to the Himachal Engineering Service Class-III or three years Diploma Course in Architectural assistantship awarded by the State Board of Technical Education or Inter-mediate in Architecture or equivalent.

Class-C.—Diploma in Civil Draughtsmanship/Surveyor or equivalent from a recognised polytechnic/Industrial Training Institute and recognised for recruitment to the Service of civil Draughtsman/Surveyor.

4. Registration/Renewal Fee.—The non-refundable Registration/licensing fee and annual fee for renewal of licence is given in the following table :—

<i>Sr. No.</i>	<i>Category of licence</i>	<i>Registration/ Licensing fee (Rs.)</i>	<i>Annual licence renewal fee (Rs.)</i>
1.	Class-A :		
	(a) Architect/Planner/ Engineer.	1000/-	500/-
	(b) Group or Company of Architects/Planners.	3000/-	1500/-
2.	Class-B	500	250/-
3.	Class-C	300	150

Provided that Architects registered with council of Architects New Delhi under the Architects Act, 1972 shall not require registration under these rules:

Provided further that for the area under the jurisdiction of Municipal Corporation, Class-A licensee shall be entitled to prepare the plans, and for the areas under the jurisdiction of Municipal Councils, A and B class licensees shall be entitled to prepare the plans.

5. Cancellation of registration certificate.—The Director may suspend or cancel the registration/licence of any Architect/Planner/Engineer/Draftsman who in the opinion of the Director is not carrying out the requirements of the Zoning regulations framed under Interim Development Plan/Development Plan and the guidelines given in Appendix-I appended to the Himachal Pradesh Town & Country Planning Rules, 1978 properly, provided that before the licence is cancelled, an opportunity of being heard shall be afforded to the concerned Architect/Planner/Engineer/Draftsman."

आदेश द्वारा,

हस्ताक्षरित/-

वित्तियुक्त एवं सचिव ।

[Authoritative English text of Government Notification No. TCP-(6)65/96, dated 6-2-2001, as required under clause (3) of Article 348 of the Constitution of India].

TOWN AND COUNTRY PLANNING DEPARTMENT

NOTIFICATION

Shimla, the 6th February, 2000

No. TCP-F(6)-65/96.—WHEREAS the draft "Himachal Pradesh Town and Country Planning (Amendment) Rules, 2001" were published in the Rajpatra, Himachal Pradesh dated 15th May, 1999 vide notification of even number dated 17th April, 1999 in pursuance of the provisions of section 87 of the Himachal Pradesh Town and Country Planning Act, 1977 (Act No. 12 of 1977), for inviting objection(s)/suggestion(s) from the persons likely to be affected thereby;

AND therefore the objection(s) and suggestion(s) received within the stipulated period in respect of the said draft rules have been considered by the State Government.

Now, Whereas, in exercise of the powers conferred by section 87 of the Himachal Pradesh Town and Country Planning Act, 1977 (Act No. 12 of 1977), the Governor of Himachal Pradesh is pleased to make the following rules, further to amend the Himachal Pradesh Town and Country Planning Rules, 1978, published in the Rajpatra, Himachal Pradesh (Extra-ordinary) on 6-4-1979 vide notification No. 9-12/72/PW (B) dated 19-12-1978, namely:—

1. Short title & Commencement.—(i) These rules may be called the Himachal Pradesh Town and Country Planning (Amendment) Rules, 2001.

(ii) They shall come into force from the date of publication in Rajpatra, Himachal Pradesh.

2. *Amendment of rule-12.*—In rule 12 of the Himachal Pradesh Town and Country Planning Rules, 1978 (hereinafter called the “said rules”), after sub-rule (2), following sub-rule (3) shall be added, namely :—

“(3) All the plans attached with the applications submitted under sub-rule (1) shall be prepared/designed/signed by Architect/Planner/Engineer/Draughtsman licenced and registered in accordance with the provisions of appendix-II of these rules”.

3. *Amendment of Form-X.*—For para 3 of Form X appended to the said rules, the following shall be substituted, namely:—

(3) The plans have been prepared, designed and signed by

.....
.....

(Name, Registration No. and Address of the Architect/Planner/Engineer/Draughtsman)”.
.....

4. *Amendment of Form-XI.*—For para 2 of Form-XI appended in the said rules, the following shall be substituted, namely :—

2. “The plans have been prepared, designed and signed by.....

.....
.....

(Name, Registration No. and Address of the Architect/Planner/Engineer/Draughtsman).”

5. *Addition of appendix-II.*—After Appendix-I of the said rules, the following Appendix-II shall be added namely :—

“APPENDIX-II

[See rule 12(3)]

Licensing of Architects/Planners/Engineers/Draughtsmen, their qualifications and competency :

1. **Essential requirements.**—Every Plan/Design within the limits of Planning Area/Special Area shall be prepared/designed/signed by an Architect/Planner/Engineer/Draughtsman belonging to an appropriate class of Architect/Planner/Engineer/Draughtsman and duly registered and licensed by the Director.

2. **Categorisation.**—The licenced and registered Architects/Planners/Engineers/Draughtsmen for the purpose of preparation of Plans/design/sign shall be classified into following 3 classes namely A, B, and C. The classification being based on the plot area for which they will be eligible to prepare Plans/design and sign the same within Planning Area/Special Area. The limit of the plot area for the preparation/design/sign

by such class of the registered and licenced Architect/Planner/Engineer/Draughtsman shall be as under :—

Class	Plot Area	Area for sub-division of plot
A-Class	No. limit	No. limit
B-Class	500 Sq. mtr.	5000 Sq. mtr.
C-Class	250-Sq. mtr.	Nil.

3. Class-wise Qualification.—The minimum Qualification necessary for the registration and licensing of Architects/Planners/Engineers/Draughtsmen of an appropriate class shall be as under :—

Class-A.—A degree or equivalent qualifications in architecture from a recognised University or Institute, making the holder eligible for Associateship or Fellowship of the Royal Institute of British Architects or Institute of Architects (India) and registered with council of Architecture.

Or

A degree or equivalent qualification in Town Planning or Regional Planning from a recognised university or Institute making the holder eligible for the associateship or fellowship of the Institute of Town Planners (India) or Royal Institute of Town Planners (London).

Or

A degree or equivalent qualification in Civil Engineering from a recognised University or Institute, making the holder eligible for the Associate Membership of Institute of Engineers (India).

Class-B.—Three years Diploma in Civil Engineering or equivalent recognised for recruitment to the Himachal Engineering Service Class.III or three years Diploma Course in Architectural assistantship awarded by the State Board of Technical Education or Inter-mediate in Architecture or equivalent.

Class-C.—Diploma in Civil Draughtsmanship/Surveyor or equivalent from a recognised polytechnic/industrial training institute and recognised for recruitment to the Service of Civil Draughtsman/Surveyor.

4. Registration/Renewal Fee.—The non-refundable Registration/licensing fee and annual fee for renewal of licence is given in the following table :—

Sr. No.	Category of licence	Registration/licensing fee (Rs)	Annual licence renewal fee (Rs.)
1.	<i>Class-A:</i>		
	(a) Architect/Planner Engineer.	1000/-	500/-
	(b) Group or Company of Architects/planners.	3000/-	1500/-
2.	<i>Class-B</i>	500/-	250/-
3.	<i>Class-C</i>	300/-	150/-

Provided that Architects registered with council of Architects New Delhi under the Architects Act, 1972 shall not require registration under these rules ;

Provided further that for the area under the jurisdiction of Municipal Corporation, Class-A licensee shall be entitled to prepare the plans, and for the areas under the jurisdiction of Municipal Councils, A and B class licensees shall be entitled to prepare the plans.

5. Cancellation of registration Certificate.—The Director may suspend or cancel the registration/licence of any Architect/Planner/Engineer/Draughtsman who in the opinion of the Director is not carrying out the requirements of the Zoning regulations framed under Interim Development Plan/Development Plan and the guidelines given in Appendix-I appended to the Himachal Pradesh Town & Country Planning Rules, 1978 properly, provided that before the licence is cancelled, an opportunity of being heard shall be afforded to the concerned Architect/Planner/Engineer/Draughtsman."

By order,

Sd/-
F C.-cum-Secretary.

